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8 Attorney for Plaintiffs
9 RICHARD CASPER and NORMA JEAN MCGRATH

10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT COURT OF NEVADA**

12 RICHARD CASPER, an individual; NORMA
13 JEAN MCGRATH, an individual,

CASE NO. 2:18-cv-00866-JCM-GWF

14 Plaintiffs,

15 DIAMOND RESORTS INTERNATIONAL
16 MARKETING, INC., a foreign corporation;
17 DIAMOND RESORTS INTERNATIONAL, INC., A
18 Delaware corporation; DOES 1 through 10 inclusive;
19 DOES & ROES CORPORATIONS ENTITIES 1
20 through 10 inclusive; DANIEL PERCY, an
21 individual,

22 Defendants,

23 **PROPOSED STIPULATION AND ORDER TO MOVE HEARING DATE FOR DEFENDANTS**
24 **DIAMOND RESORTS INTERNATIONAL MARKETING, INC. AND DIAMOND RESORTS**
25 **INTERNATIONAL, INC.'S MOTION TO STRIKE PLAINTIFFS' PRAYER FOR PUNITIVE**
26 **DAMAGES PURSUANT TO FRCP 12(f) [FIRST REQUEST]**

27 Plaintiffs RICHARD CASPER and NORMA JEAN MCGRATH, by and through their counsel
28 M. Lani Esteban-Trinidad, Esq. of The Thater Law Group, PC and Defendants DIAMOND RESORTS
INTERNATIONAL MARKETING, INC. AND DIAMOND RESORTS INTERNATIONAL, INC., by
and through their counsel Josh Cole Aicklen, Esq. of Lewis Brisbois Bisgaard & Smith, LLP hereby
stipulate to move the hearing on DEFENDANTS DIAMOND RESORTS INTERNATIONAL
MARKETING, INC. AND DIAMOND RESORTS INTERNATIONAL, INC.'S MOTION TO STRIKE

1 PLAINTIFFS' PRAYER FOR PUNITIVE DAMAGES PURSUANT TO FRCP 12(f) currently set for
2 June 22, 2018 at 1:30 pm to be heard on **June 18, 2018 at ^{10:30}~~9:30~~ am.**

3 The parties agree and represent to the Court that this request is made in good faith and not for the
4 purpose of delay.

5 Dated this 1st day of June, 2018

Dated this 1st day of June, 2018

6 Respectfully submitted,

Respectfully submitted,

7 THE THATER LAW GROUP, P.C.

LEWIS BRISBOIS BISGAARD & SMITH, LLP

8
9 /s/ M. Lani Esteban-Trinidad

/s/ Josh Cole Aicklen

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14 MCGRATH

Attorney for Defendants

DIAMOND RESORTS INTERNATIONAL

MARKETING, INC. AND DIAMOND

RESORTS INTERNATIONAL, INC.

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18 **ORDER**

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20 **IT IS SO ORDERED.**

21 Dated: June 4, 2018.

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24 UNITED STATES MAGISTRATE JUDGE